

CHUGACH NATIONAL FOREST

Seward Ranger District

Order No. 10-04-30-15-57

FOREST ORDER

Russian River Recreation Area
Weapons Discharge Restriction

Pursuant to Title 36 Code of Federal Regulations 261.50 (a) and (b), the following restrictions are in effect on the Seward Ranger District of the Chugach National Forest. These restrictions are in addition to those enumerated in Subpart A, Part 261, Title 36, Code of Federal Regulations, and become effective when signed and will remain in effect until rescinded.

36 CFR 261.53 – Special Closures:

Property [Title 36, 261.53(e)] Public Health and Safety

To minimize the risk of potential harm to people and or property, discharging a firearm or any other implement capable of taking human life, causing injury, or damaging property is prohibited except in cases that involve defense of life and property (DLP). The closed areas are shown in Attachment A, as area "B". Area "A" is associated with the existing 36 CFR 261.10 (d).

Definitions:

1. DLP: 5 AAC 92.410. Taking game in defense of life or property

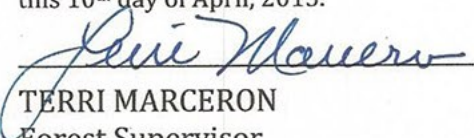
- (a) Nothing in 5 AAC prohibits a person from taking game in defense of life or property if
 - (1) the necessity for the taking is not brought about by harassment or provocation of the animal, or by an unreasonable invasion of the animal's habitat;
 - (2) the necessity for the taking is not brought about by the improper disposal of garbage or a similar attractive nuisance; and
 - (3) all other practicable means to protect life and property are exhausted before the game is taken.
- (b) Game taken in defense of life or property is the property of the state. A person taking such game shall immediately salvage the meat or, in the case of a black bear, wolf, wolverine, or coyote, shall salvage the hide and shall immediately surrender the salvaged meat or hide to the department. In the case of a brown bear, the hide and skull must be immediately delivered to the department. A surrendered hide and skull of a bear must be completely removed from the carcass. A surrendered bear hide must include attached claws. A person taking game under this section shall notify the department of the taking immediately, and within 15 days after the taking shall submit to the department a completed questionnaire concerning the circumstances of the taking.
- (c) As used in this section, "property" means
 - (1) a dwelling, permanent or temporary;
 - (2) an aircraft, boat, automobile, or other conveyance;
 - (3) a domesticated animal;
 - (4) other property of substantial value necessary for the livelihood or survival of the owner

Exceptions:

Pursuant to Title 36 CFR 261.50 (e) the following are exempt from this order:

1. Any person with a permit authorizing the otherwise prohibited act or omission.
2. Any Federal, State, or local officer, or member of any organized rescue or fire fighting force in the performance of an official duty.

These prohibitions are in addition to the general prohibitions in 36 CFR Part 261, Subpart A. Done in Anchorage, Alaska, this 10th day of April, 2015.


TERRI MARCERON
Forest Supervisor
Chugach National Forest


Date

Penalty:

Violations of these Prohibitions are punishable by a fine of not more than \$5,000 for an individual or \$10,000 for an organization, or imprisonment for not more than six months or both. [16 U.S.C. 551, and 18 U.S.C. 3559 and 3571]

Notification: A copy of this order shall be posted as prescribed under 36 CFR 261.51

ATTACHMENT "A"
Russian River Developed Recreation Site
Discharging of Weapons Restriction Areas

